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Devices Co., Ltd.*

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

IN RE: CATHODE RAY TUBE (CRT)
ANTITRUST LITIGATION

Case No.: 4:07-cv-05944 JST

MDL No. 1917

This document relates to:

ALL INDIRECT PURCHASER ACTIONS

**ANSWER OF IRICO DISPLAY DEVICES
CO., LTD. TO INDIRECT PURCHASER
PLAINTIFFS' FIFTH CONSOLIDATED
AMENDED COMPLAINT**

Trial Date: None Set

ANSWER OF IRICO DISPLAY DEVICES Co., LTD.
TO INDIRECT PURCHASER PLAINTIFFS' FIFTH
CONSOLIDATED AMENDED COMPLAINT

MDL NO. 1917

1 Defendant Irico Display Devices Co., Ltd. (“Display”), by and through its undersigned
2 counsel of record, answer the Indirect Purchaser Plaintiffs’ (“Plaintiffs”) Fifth Consolidated
3 Amended Complaint (the “Complaint”) and allege additional or affirmative defenses as follows. The
4 Complaint contains numerous headings, which are not allegations and do not require a response from
5 Display. For ease of reference, the headings in this Answer correspond to the headings in the
6 Complaint. To the extent that any headings are construed as allegations, they are denied. Display
7 denies each and every allegation in all portions of the Amended Complaint not contained in
8 numbered paragraphs. To the extent that the Complaint’s allegations concern persons and/or entities
9 other than Display, Display denies that such allegations support any claim for relief against Display.

10 **I. INTRODUCTION**

11 1. Display admits that Plaintiffs purport to bring this case as a class action on behalf of
12 the persons described in the first sentence of Paragraph 1 of the Complaint, but Display denies that
13 this action is appropriate under Rule 23 of the Federal Rules of Civil Procedure. Display further
14 denies that the “Class Period” defined by Plaintiffs is a properly defined class period. To the extent
15 a response is required, Display denies the allegations in Paragraph 1 that are directed at Display.
16 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
17 allegations in Paragraph 1, and therefore denies the allegations.

18 2. The allegations in Paragraph 2 of the Complaint contain characterizations,
19 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
20 response is required, Display denies the allegations in Paragraph 2 that are directed at Display.
21 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
22 allegations in Paragraph 2, and therefore denies the allegations.

23 3. The allegations in Paragraph 3 of the Complaint contain characterizations,
24 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
25 response is required, Display denies the allegations in Paragraph 3 that are directed at Display.
26 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
27 allegations in Paragraph 3, and therefore denies the allegations.

1 4. The allegations in Paragraph 4 of the Complaint contain characterizations,
2 conclusions, and legal argument to which no responsive pleading is required. Paragraph 4 also
3 purports to quote or describe statements from the U.S. Department of Justice. Display states that the
4 original statements are the best source for their full context and content. To the extent that a response
5 is required, Display lacks sufficient knowledge or information to form a belief as to the truth of the
6 allegations in Paragraph 4, and therefore denies the allegations.

7 **II. JURISDICTION AND VENUE**

8 5. The allegations in Paragraph 5 of the Complaint contain characterizations,
9 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
10 response is required, Display denies the allegations in Paragraph 5 in their entirety, except admits
11 that Plaintiffs purport to base jurisdiction on the statutes identified therein.

12 6. The allegations in Paragraph 6 of the Complaint contain legal conclusions to which
13 no responsive pleading is required. To the extent that a response is required, Display denies the
14 allegations in Paragraph 6 in their entirety, except admits that Plaintiffs purport to base jurisdiction
15 on the statutes identified therein.

16 7. The allegations in Paragraph 7 of the Complaint contain legal conclusions to which
17 no responsive pleading is required. To the extent that a response is required, Display denies the
18 allegations in Paragraph 7 in their entirety, except admits that Plaintiffs purport to base jurisdiction
19 on the statutes identified therein.

20 8. The allegations in Paragraph 8 of the Complaint contain characterizations,
21 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
22 response is required, Display denies that it resides in this judicial district or is licensed to do business
23 in this judicial district. Display lacks sufficient knowledge or information to form a belief as to the
24 truth of the remaining allegations in Paragraph 8, and therefore denies the allegations.

25 9. The allegations in Paragraph 9 of the Complaint contain characterizations,
26 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
27 response is required, Display denies the allegations in Paragraph 9 that are directed at Display.
28

1 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
2 allegations in Paragraph 9, and therefore denies the allegations.

3 10. The allegations in Paragraph 10 of the Complaint and its subparts contain
4 characterizations, conclusions, and legal argument to which no responsive pleading is required. To
5 the extent that a response is required, Display denies the allegations in Paragraph 10 that are directed
6 at Display. Display lacks sufficient knowledge or information to form a belief as to the truth of the
7 remaining allegations in Paragraph 10, and therefore denies the allegations.

8 11. The allegations in Paragraph 11 of the Complaint contain characterizations,
9 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
10 response is required, Display denies the allegations in Paragraph 11 that are directed at Display.
11 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
12 allegations in Paragraph 11, and therefore denies the allegations.

13 12. The allegations in Paragraph 12 of the Complaint contain characterizations,
14 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
15 response is required, Display denies the allegations in Paragraph 12 that are directed at Display.
16 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
17 allegations in Paragraph 12, and therefore denies the allegations.

18 **III. DEFINITIONS**

19 13. The allegations in the first sentence of Paragraph 13 of the Complaint are an
20 explanation of terminology for which no responsive pleading is required. To the extent that a
21 response is required, Display denies that such definitions are accurate or complete. The remaining
22 allegations in Paragraph 13 contain characterizations to which no responsive pleading is required.
23 To the extent a response is required, Display admits that the remaining allegations in Paragraph 13
24 purport to describe terminology related to CRTs, but Display denies that such descriptions are
25 accurate or complete.

26 14. The allegations in the first sentence of Paragraph 14 of the Complaint contain
27 characterizations to which no responsive pleading is required. To the extent that a response is
28 required, Display admits that the allegations in the first sentence of Paragraph 14 purport to describe

1 terminology related to CRTs, but Display denies that such descriptions are accurate or complete.
2 The allegations in the second sentence of Paragraph 14 are an explanation of terminology for which
3 no responsive pleading is required. To the extent that a response is required, Display denies that such
4 definitions are accurate or complete, and therefore denies the allegations.

5 15. The allegations in Paragraph 15 of the Complaint are an explanation of terminology
6 for which no responsive pleading is required. To the extent that a response is required, Display denies
7 that such definitions are accurate or complete, and therefore denies the allegations.

8 16. The allegations in Paragraph 16 of the Complaint are an explanation of terminology
9 for which no responsive pleading is required. To the extent that a response is required, Display
10 admits that the allegations in Paragraph 16 purport to define a “Class Period” and “relevant period,”
11 but Display denies that the “Class Period” or “relevant period” as defined by Plaintiffs is a properly
12 defined period and denies any inference that would be taken from such definition.

13 17. Paragraph 17 describes the terminology used in the Complaint, to which no response
14 is required. To the extent that a response is required, Display admits that Plaintiffs purport to define
15 “Person,” but denies that such term is properly defined.

16 18. Paragraph 18 describes the terminology used in the Complaint, to which no response
17 is required. To the extent that a response is required, Display admits that Plaintiffs purport to define
18 “OEM,” but denies that such term is properly defined.

19 **IV. PLAINTIFFS**

20 19. Display lacks sufficient knowledge or information to form a belief as to the truth of
21 the allegations in Paragraph 19 of the Complaint, and therefore denies the allegations.

22 20. Display lacks sufficient knowledge or information to form a belief as to the truth of
23 the allegations in Paragraph 20 of the Complaint, and therefore denies the allegations.

24 21. Display lacks sufficient knowledge or information to form a belief as to the truth of
25 the allegations in Paragraph 21 of the Complaint, and therefore denies the allegations.

26 22. Display lacks sufficient knowledge or information to form a belief as to the truth of
27 the allegations in Paragraph 22 of the Complaint, and therefore denies the allegations.
28

1 23. Display lacks sufficient knowledge or information to form a belief as to the truth of
2 the allegations in Paragraph 23 of the Complaint, and therefore denies the allegations.

3 24. Display lacks sufficient knowledge or information to form a belief as to the truth of
4 the allegations in Paragraph 24 of the Complaint, and therefore denies the allegations.

5 25. Display lacks sufficient knowledge or information to form a belief as to the truth of
6 the allegations in Paragraph 25 of the Complaint, and therefore denies the allegations.

7 26. Display lacks sufficient knowledge or information to form a belief as to the truth of
8 the allegations in Paragraph 26 of the Complaint, and therefore denies the allegations.

9 27. Display lacks sufficient knowledge or information to form a belief as to the truth of
10 the allegations in Paragraph 27 of the Complaint, and therefore denies the allegations.

11 28. Display lacks sufficient knowledge or information to form a belief as to the truth of
12 the allegations in Paragraph 28 of the Complaint, and therefore denies the allegations.

13 29. Display lacks sufficient knowledge or information to form a belief as to the truth of
14 the allegations in Paragraph 29 of the Complaint, and therefore denies the allegations.

15 30. Display lacks sufficient knowledge or information to form a belief as to the truth of
16 the allegations in Paragraph 30 of the Complaint, and therefore denies the allegations.

17 31. Display lacks sufficient knowledge or information to form a belief as to the truth of
18 the allegations in Paragraph 31 of the Complaint, and therefore denies the allegations.

19 32. Display lacks sufficient knowledge or information to form a belief as to the truth of
20 the allegations in Paragraph 32 of the Complaint, and therefore denies the allegations.

21 33. Display lacks sufficient knowledge or information to form a belief as to the truth of
22 the allegations in Paragraph 33 of the Complaint, and therefore denies the allegations.

23 34. Display lacks sufficient knowledge or information to form a belief as to the truth of
24 the allegations in Paragraph 34 of the Complaint, and therefore denies the allegations.

25 35. Display lacks sufficient knowledge or information to form a belief as to the truth of
26 the allegations in Paragraph 35 of the Complaint, and therefore denies the allegations.

27 36. Display lacks sufficient knowledge or information to form a belief as to the truth of
28 the allegations in Paragraph 36 of the Complaint, and therefore denies the allegations.

1 37. Display lacks sufficient knowledge or information to form a belief as to the truth of
2 the allegations in Paragraph 37 of the Complaint, and therefore denies the allegations.

3 38. Display lacks sufficient knowledge or information to form a belief as to the truth of
4 the allegations in Paragraph 38 of the Complaint, and therefore denies the allegations.

5 39. Display lacks sufficient knowledge or information to form a belief as to the truth of
6 the allegations in Paragraph 39 of the Complaint, and therefore denies the allegations.

7 40. Display lacks sufficient knowledge or information to form a belief as to the truth of
8 the allegations in Paragraph 40 of the Complaint, and therefore denies the allegations.

9 41. Display lacks sufficient knowledge or information to form a belief as to the truth of
10 the allegations in Paragraph 41 of the Complaint, and therefore denies the allegations.

11 42. Display lacks sufficient knowledge or information to form a belief as to the truth of
12 the allegations in Paragraph 42 of the Complaint, and therefore denies the allegations.

13 43. Display lacks sufficient knowledge or information to form a belief as to the truth of
14 the allegations in Paragraph 43 of the Complaint, and therefore denies the allegations.

15 44. Display lacks sufficient knowledge or information to form a belief as to the truth of
16 the allegations in Paragraph 44 of the Complaint, and therefore denies the allegations.

17 45. Display lacks sufficient knowledge or information to form a belief as to the truth of
18 the allegations in Paragraph 45 of the Complaint, and therefore denies the allegations.

19 46. Display lacks sufficient knowledge or information to form a belief as to the truth of
20 the allegations in Paragraph 46 of the Complaint, and therefore denies the allegations.

21 47. Display lacks sufficient knowledge or information to form a belief as to the truth of
22 the allegations in Paragraph 47 of the Complaint, and therefore denies the allegations.

23 48. Display lacks sufficient knowledge or information to form a belief as to the truth of
24 the allegations in Paragraph 48 of the Complaint, and therefore denies the allegations.

25 49. Display lacks sufficient knowledge or information to form a belief as to the truth of
26 the allegations in Paragraph 49 of the Complaint, and therefore denies the allegations.

V. DEFENDANTS

50. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 50 of the Complaint, and therefore denies the allegations.

51. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 51 of the Complaint, and therefore denies the allegations.

52. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 52 of the Complaint, and therefore denies the allegations.

53. Paragraph 53 describes the terminology used in the Complaint, to which no response is required.

54. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 54 of the Complaint, and therefore denies the allegations.

55. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 55 of the Complaint, and therefore denies the allegations.

56. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 56 of the Complaint, and therefore denies the allegations.

57. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 56 of the Complaint, and therefore denies the allegations.

58. Paragraph 58 describes the terminology used in the Complaint, to which no response is required.

59. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 59 of the Complaint, and therefore denies the allegations.

60. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 60 of the Complaint, and therefore denies the allegations.

61. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 61 of the Complaint, and therefore denies the allegations.

62. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 62 of the Complaint, and therefore denies the allegations.

63. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 63 of the Complaint, and therefore denies the allegations.

64. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 64 of the Complaint, and therefore denies the allegations.

65. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 65 of the Complaint, and therefore denies the allegations.

66. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 66 of the Complaint, and therefore denies the allegations.

67. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 67 of the Complaint, and therefore denies the allegations.

68. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 68 of the Complaint, and therefore denies the allegations.

69. Paragraph 69 describes the terminology used in the Complaint, to which no response is required.

70. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 70 of the Complaint, and therefore denies the allegations.

71. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 71 of the Complaint, and therefore denies the allegations.

72. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 72 of the Complaint, and therefore denies the allegations.

73. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 73 of the Complaint, and therefore denies the allegations.

74. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 74 of the Complaint, and therefore denies the allegations.

75. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 75 of the Complaint, and therefore denies the allegations.

76. Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 76 of the Complaint, and therefore denies the allegations.

1 77. Paragraph 77 describes the terminology used in the Complaint, to which no response
2 is required.

3 78. Display lacks sufficient knowledge or information to form a belief as to the truth of
4 the allegations in Paragraph 78 of the Complaint, and therefore denies the allegations.

5 79. Display lacks sufficient knowledge or information to form a belief as to the truth of
6 the allegations in Paragraph 79 of the Complaint, and therefore denies the allegations.

7 80. Display lacks sufficient knowledge or information to form a belief as to the truth of
8 the allegations in Paragraph 80 of the Complaint, and therefore denies the allegations.

9 81. Paragraph 81 describes the terminology used in the Complaint, to which no response
10 is required.

11 82. Display lacks sufficient knowledge or information to form a belief as to the truth of
12 the allegations in Paragraph 82 of the Complaint, and therefore denies the allegations.

13 83. Display lacks sufficient knowledge or information to form a belief as to the truth of
14 the allegations in Paragraph 83 of the Complaint, and therefore denies the allegations.

15 84. Display lacks sufficient knowledge or information to form a belief as to the truth of
16 the allegations in Paragraph 84 of the Complaint, and therefore denies the allegations.

17 85. Display lacks sufficient knowledge or information to form a belief as to the truth of
18 the allegations in Paragraph 85 of the Complaint, and therefore denies the allegations.

19 86. Display lacks sufficient knowledge or information to form a belief as to the truth of
20 the allegations in Paragraph 86 of the Complaint, and therefore denies the allegations.

21 87. Display lacks sufficient knowledge or information to form a belief as to the truth of
22 the allegations in Paragraph 87 of the Complaint, and therefore denies the allegations.

23 88. Display lacks sufficient knowledge or information to form a belief as to the truth of
24 the allegations in Paragraph 88 of the Complaint, and therefore denies the allegations.

25 89. Display lacks sufficient knowledge or information to form a belief as to the truth of
26 the allegations in Paragraph 89 of the Complaint, and therefore denies the allegations.

27 90. Paragraph 90 describes the terminology used in the Complaint, to which no response
28 is required.

1 91. Display lacks sufficient knowledge or information to form a belief as to the truth of
2 the allegations in Paragraph 91 of the Complaint, and therefore denies the allegations.

3 92. Display lacks sufficient knowledge or information to form a belief as to the truth of
4 the allegations in Paragraph 92 of the Complaint, and therefore denies the allegations.

5 93. Display lacks sufficient knowledge or information to form a belief as to the truth of
6 the allegations in Paragraph 93 of the Complaint, and therefore denies the allegations.

7 94. Paragraph 94 describes the terminology used in the Complaint, to which no response
8 is required.

9 95. Display admits that Irico Group Corp. (“Group”) is a Chinese entity with its
10 headquarters located at the address in Xianyang, Shaanxi Province, People’s Republic of China
11 listed in Paragraph 95. Display also admits that it is a related entity to Group. Display denies any
12 and all allegations in Paragraph 95 that Display manufactured, distributed, or sold color picture
13 tubes, color display tubes, or finished products containing CRTs, directly or indirectly, to the United
14 States. Display also denies any and all allegations in Paragraph 95 that Display manufactured,
15 distributed or sold finished products containing CRTs. Display lacks sufficient knowledge or
16 information to form a belief as to the truth of the remaining allegations in Paragraph 95, and therefore
17 denies the allegations.

18 96. Display admits that as of November 27, 2007, the allegations in the first sentence of
19 Paragraph 96 of the Complaint were correct. Regarding the second sentence of Paragraph 96,
20 Display admits that Group has an ownership interest in Display but denies the remaining allegations.
21 Display denies the allegations in the third, fourth, and fifth sentences of Paragraph 96.

22 97. Display admits that as of November 27, 2007, Irico Group Electronics Co., Ltd.
23 (“Electronics”) was located at the address listed in the first sentence of Paragraph 97 of the
24 Complaint. Display denies any and all allegations in Paragraph 97 that Display manufactured,
25 distributed or sold color picture tubes, color display tubes, or finished products containing CRTs,
26 directly or indirectly, to customers in the United States. Display also denies any and all allegations
27 in Paragraph 97 that Display manufactured, distributed or sold finished products containing CRTs.
28

1 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
2 allegations in Paragraph 97, and therefore denies the allegations.

3 98. Paragraph 98 describes the terminology used in the Complaint, to which no response
4 is required.

5 99. Display lacks sufficient knowledge or information to form a belief as to the truth of
6 the allegations in Paragraph 99 of the Complaint, and therefore denies the allegations.

7 100. Display lacks sufficient knowledge or information to form a belief as to the truth of
8 the allegations in Paragraph 100 of the Complaint, and therefore denies the allegations.

9 101. Display lacks sufficient knowledge or information to form a belief as to the truth of
10 the allegations in Paragraph 101 of the Complaint, and therefore denies the allegations.

11 102. Paragraph 102 describes the terminology used in the Complaint, to which no response
12 is required.

13 103. Paragraph 103 describes the terminology used in the Complaint, to which no response
14 is required.

15 **VI. AGENTS AND CO-CONSPIRATORS**

16 104. The allegations in Paragraph 104 of the Complaint contain characterizations,
17 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
18 response is required, Display denies the allegations in Paragraph 104 that are directed at Display.
19 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
20 allegations in Paragraph 104, and therefore denies the allegations.

21 105. Display lacks sufficient knowledge or information to form a belief as to the truth of
22 the allegations in Paragraph 105 of the Complaint, and therefore denies the allegations.

23 106. Display lacks sufficient knowledge or information to form a belief as to the truth of
24 the allegations in Paragraph 106 of the Complaint, and therefore denies the allegations.

25 107. Paragraph 107 describes the terminology used in the Complaint, to which no response
26 is required.

27 108. Display lacks sufficient knowledge or information to form a belief as to the truth of
28 the allegations in Paragraph 108 of the Complaint, and therefore denies the allegations.

1 109. Display lacks sufficient knowledge or information to form a belief as to the truth of
2 the allegations in Paragraph 109 of the Complaint, and therefore denies the allegations.

3 110. Display lacks sufficient knowledge or information to form a belief as to the truth of
4 the allegations in Paragraph 110 of the Complaint, and therefore denies the allegations.

5 111. Display lacks sufficient knowledge or information to form a belief as to the truth of
6 the allegations in Paragraph 111 of the Complaint, and therefore denies the allegations.

7 112. Paragraph 112 describes the terminology used in the Complaint, to which no response
8 is required.

9 113. The allegations in Paragraph 113 of the Complaint contain characterizations,
10 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
11 response is required, Display denies the allegations in Paragraph 113 that are directed at Display.
12 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
13 allegations in Paragraph 113, and therefore denies the allegations.

14 114. The allegations in Paragraph 114 of the Complaint contain characterizations,
15 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
16 response is required, Display denies the allegations in Paragraph 114 that are directed at Display.
17 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
18 allegations in Paragraph 114, and therefore denies the allegations.

19 115. The allegations in Paragraph 115 of the Complaint contain characterizations,
20 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
21 response is required, Display denies the allegations in Paragraph 115 that are directed at Display.
22 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
23 allegations in Paragraph 115, and therefore denies the allegations.

24 **VII. INTERSTATE TRADE AND COMMERCE**

25 116. The allegations in Paragraph 116 of the Complaint contain characterizations,
26 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
27 response is required, Display denies the allegations in Paragraph 116 that are directed at Display.
28

1 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
2 allegations in Paragraph 116, and therefore denies the allegations.

3 117. The allegations in Paragraph 117 of the Complaint contain characterizations,
4 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
5 response is required, Display denies the allegations in Paragraph 117 that are directed at Display.
6 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
7 allegations in Paragraph 117, and therefore denies the allegations.

8 118. The allegations in Paragraph 118 of the Complaint contain characterizations,
9 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
10 response is required, Display denies the allegations in Paragraph 118 that are directed at Display.
11 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
12 allegations in Paragraph 118, and therefore denies the allegations.

13 **VIII. FACTUAL ALLEGATIONS**

14 119. Display admits that the allegations in Paragraph 119 of the Complaint generally
15 describe CRT technology but denies that these descriptions are accurate or complete.

16 120. Display admits that the allegations in Paragraph 120 of the Complaint generally
17 describe CRT technology but denies that these descriptions are accurate or complete.

18 121. Display admits that the allegations in Paragraph 121 of the Complaint generally
19 describe CRT technology but denies that these descriptions are accurate or complete.

20 122. The allegations in Paragraph 122 of the Complaint contain characterizations,
21 conclusions, and legal argument to which no responsive pleading is required. To the extent a
22 response is required, Display lacks sufficient knowledge or information to form a belief as to the
23 truth of the allegations in Paragraph 122, and therefore denies the allegations.

24 123. The allegations in Paragraph 123 of the Complaint contain characterizations,
25 conclusions, and legal argument which no responsive pleading is required. To the extent that a
26 response is required, Display denies the allegations in Paragraph 123 that are directed at Display.
27 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
28 allegations in Paragraph 123, and therefore denies the allegations.

1 124. The allegations in Paragraph 124 of the Complaint contain characterizations,
2 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
3 response is required, Display denies the allegations in Paragraph 124 that are directed at Display.
4 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
5 allegations in Paragraph 124, and therefore denies the allegations.

6 125. The allegations in Paragraph 125 of the Complaint contain characterizations,
7 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
8 response is required, Display denies the allegations in Paragraph 125 that are directed at Display.
9 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
10 allegations in Paragraph 125, and therefore denies the allegations.

11 126. The allegations in Paragraph 126 of the Complaint contain characterizations,
12 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
13 response is required, Display denies the allegations in Paragraph 126 that are directed at Display.
14 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
15 allegations in Paragraph 126, and therefore denies the allegations.

16 127. The allegations in Paragraph 127 of the Complaint contain characterizations,
17 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
18 response is required, Display denies the allegations in Paragraph 127 of the that are directed at
19 Display. Display lacks sufficient knowledge or information to form a belief as to the truth of the
20 remaining allegations in Paragraph 127, and therefore denies the allegations.

21 128. Display denies the allegations in Paragraph 128 of the Complaint that are directed at
22 Display. Display lacks sufficient knowledge or information to form a belief as to the truth of the
23 remaining allegations in Paragraph 128, and therefore denies the allegations.

24 129. The allegations in Paragraph 129 of the Complaint contain characterizations,
25 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
26 response is required, Display denies the allegations in Paragraph 129 that are directed at Display.
27 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
28 allegations in Paragraph 129, and therefore denies the allegations.

1 130. Display denies the allegations in Paragraph 130 of the Complaint, including all
2 subparts, that are directed at Display. Display lacks sufficient knowledge or information to form a
3 belief as to the truth of the remaining allegations in Paragraph 130, and therefore denies the
4 allegations.

5 131. The allegations in Paragraph 131 of the Complaint contain characterizations,
6 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
7 response is required, Display denies the allegations.

8 132. The allegations in Paragraph 132 of the Complaint contain characterizations,
9 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
10 response is required, Display denies the allegations.

11 133. Display denies the allegations in Paragraph 133 of the Complaint that are directed at
12 Display. Display lacks sufficient knowledge or information to form a belief as to the truth of the
13 remaining allegations in Paragraph 133, and therefore denies the allegations.

14 134. Display denies the allegations in Paragraph 134 of the Complaint that are directed at
15 Display. Display lacks sufficient knowledge or information to form a belief as to the truth of the
16 remaining allegations in Paragraph 134, and therefore denies the allegations.

17 135. Display denies the allegations in Paragraph 135 of the Complaint that are directed at
18 Display. Display lacks sufficient knowledge or information to form a belief as to the truth of the
19 remaining allegations in Paragraph 135 and therefore denies the allegations.

20 136. Display lacks sufficient knowledge or information to form a belief as to the truth of
21 the allegations in Paragraph 136 of the Complaint, and therefore denies the allegations.

22 137. Display lacks sufficient knowledge or information to form a belief as to the truth of
23 the allegations in Paragraph 137 of the Complaint, and therefore denies the allegations.

24 138. The allegations in Paragraph 138 of the Complaint contain characterizations,
25 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
26 response is required, Display denies the allegations in Paragraph 138 that are directed at Display.
27 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
28 allegations in Paragraph 138, and therefore denies the allegations.

1 139. The allegations in Paragraph 139 of the Complaint contain characterizations,
2 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
3 response is required, Display denies the allegations in Paragraph 139 that are directed at Display.
4 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
5 allegations in Paragraph 139, and therefore denies the allegations.

6 140. The allegations in Paragraph 140 of the Complaint contain characterizations,
7 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
8 response is required, Display denies the allegations in Paragraph 140 that are directed at Display.
9 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
10 allegations in Paragraph 140, and therefore denies the allegations.

11 141. Display lacks sufficient knowledge or information to form a belief as to the truth of
12 the allegations in Paragraph 141 of the Complaint, and therefore denies the allegations.

13 142. The allegations in Paragraph 142 of the Complaint contain characterizations,
14 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
15 response is required, Display denies the allegations in Paragraph 142 that are directed at Display.
16 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
17 allegations in Paragraph 142, and therefore denies the allegations.

18 143. The allegations in Paragraph 143 of the Complaint contain characterizations,
19 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
20 response is required, Display denies the allegations in Paragraph 143 that are directed at Display.
21 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
22 allegations in Paragraph 143, and therefore denies the allegations.

23 144. The allegations in Paragraph 144 of the Complaint contain characterizations,
24 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
25 response is required, Display lacks sufficient knowledge or information to form a belief as to the
26 truth of the allegations in Paragraph 144, and therefore denies the allegations.

27 145. The allegations in Paragraph 145 of the Complaint contain characterizations,
28 conclusions, and legal argument to which no responsive pleading is required. To the extent that a

1 response is required, Display denies the allegations in Paragraph 145 that are directed at Display.
2 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
3 allegations in Paragraph 145, and therefore denies the allegations.

4 146. The allegations in Paragraph 146 of the Complaint contain characterizations,
5 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
6 response is required, Display denies the allegations.

7 147. The allegations in Paragraph 147 of the Complaint contain characterizations,
8 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
9 response is required, Display denies the allegations in Paragraph 147 that are directed at Display.
10 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
11 allegations in Paragraph 147, and therefore denies the allegations.

12 148. The allegations in Paragraph 148 of the Complaint contain characterizations,
13 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
14 response is required, Display denies the allegations in Paragraph 148 that are directed at Display.
15 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
16 allegations in Paragraph 148, and therefore denies the allegations.

17 149. The allegations in Paragraph 149 of the Complaint contain characterizations,
18 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
19 response is required, Display denies the allegations in Paragraph 149 that are directed at Display.
20 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
21 allegations in Paragraph 149, and therefore denies the allegations.

22 150. The allegations in Paragraph 150 of the Complaint, including all subparts, contain
23 characterizations, conclusions, and legal argument to which no responsive pleading is required. To
24 the extent that a response is required, Display denies the allegations in Paragraph 150 that are
25 directed at Display. Display lacks sufficient knowledge or information to form a belief as to the truth
26 of the remaining allegations in Paragraph 150, and therefore denies the allegations.

27 151. The allegations in Paragraph 151 of the Complaint contain characterizations,
28 conclusions, and legal argument to which no responsive pleading is required. To the extent that a

1 response is required, Display denies the allegations in Paragraph 151 that are directed at Display.
2 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
3 allegations in Paragraph 151, and therefore denies the allegations.

4 152. The allegations in Paragraph 152 of the Complaint contain characterizations,
5 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
6 response is required, Display denies the allegations in Paragraph 152 that are directed at Display.
7 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
8 allegations in Paragraph 152, and therefore denies the allegations.

9 153. Display denies the allegations in Paragraph 153 that are directed at Display. Display
10 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
11 in Paragraph 153, and therefore denies the allegations.

12 154. The allegations in Paragraph 154 of the Complaint contain characterizations,
13 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
14 response is required, Display denies the allegations in Paragraph 154 that are directed at Display.
15 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
16 allegations in Paragraph 154, and therefore denies the allegations.

17 155. The allegations in Paragraph 155 of the Complaint contain characterizations,
18 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
19 response is required, Display denies the allegations in Paragraph 155 that are directed at Display.
20 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
21 allegations in Paragraph 155, and therefore denies the allegations.

22 156. The allegations in Paragraph 156 of the Complaint contain characterizations,
23 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
24 response is required, Display denies the allegations in Paragraph 156 that are directed at Display.
25 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
26 allegations in Paragraph 156, and therefore denies the allegations.

27 157. The allegations in Paragraph 157 of the Complaint contain characterizations,
28 conclusions, and legal argument to which no responsive pleading is required. To the extent that a

1 response is required, Display denies the allegations in Paragraph 157 that are directed at Display.
2 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
3 allegations in Paragraph 157, and therefore denies the allegations.

4 158. The allegations in Paragraph 158 of the Complaint, including all subparts, contain
5 characterizations, conclusions, and legal argument to which no responsive pleading is required. To
6 the extent that a response is required, Display denies the allegations in Paragraph 158 that are
7 directed at Display. Display lacks sufficient knowledge or information to form a belief as to the truth
8 of the remaining allegations in Paragraph 158, and therefore denies the allegations.

9 159. The allegations in Paragraph 159 of the Complaint, including all subparts, contain
10 characterizations, conclusions, and legal argument to which no responsive pleading is required. To
11 the extent that a response is required, Display denies the allegations in Paragraph 159 that are
12 directed at Display. Display lacks sufficient knowledge or information to form a belief as to the truth
13 of the remaining allegations in Paragraph 159, and therefore denies the allegations.

14 160. The allegations in Paragraph 160 of the Complaint contain characterizations,
15 conclusions, and legal argument to which no responsive pleading is required. The second sentence
16 of Paragraph 160 purports to quote or describe statements by governmental authorities. Display
17 states that the original statements are the best source for their full content and context. To the extent
18 that a response is required, Display denies the allegations in Paragraph 160 that are directed at
19 Display. Display lacks sufficient knowledge or information to form a belief as to the truth of the
20 remaining allegations in Paragraph 160, and therefore denies the allegations.

21 161. The allegations in Paragraph 161 of the Complaint contain characterizations,
22 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
23 response is required, Display denies the allegations in Paragraph 161 that are directed at Display.
24 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
25 allegations in Paragraph 161, and therefore denies the allegations.

26 162. The allegations in Paragraph 162 of the Complaint contain characterizations,
27 conclusions, and legal argument to which no responsive pleading is required. To the extent a
28 response is required, Display denies the allegations in Paragraph 162 that are directed at Display.

1 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
2 allegations in Paragraph 162, and therefore denies the allegations.

3 163. The allegations in Paragraph 163 of the Complaint contain characterizations,
4 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
5 response is required, Display denies the allegations in Paragraph 163 that are directed at Display.
6 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
7 allegations in Paragraph 163, and therefore denies the allegations.

8 164. The allegations in Paragraph 164 of the Complaint contain characterizations,
9 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
10 response is required, Display denies the allegations in Paragraph 164 that are directed at Display.
11 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
12 allegations in Paragraph 164, and therefore denies the allegations.

13 165. The allegations in Paragraph 165 of the Complaint contain characterizations,
14 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
15 response is required, Display denies the allegations in Paragraph 165 that are directed at Display.
16 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
17 allegations in Paragraph 165, and therefore denies the allegations.

18 166. The allegations in Paragraph 166 of the Complaint contain characterizations,
19 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
20 response is required, Display denies the allegations in Paragraph 166 that are directed at Display.
21 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
22 allegations in Paragraph 166, and therefore denies the allegations.

23 167. The allegations in Paragraph 167 of the Complaint contain characterizations,
24 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
25 response is required, Display denies the allegations in Paragraph 167 that are directed at Display.
26 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
27 allegations in Paragraph 167, and therefore denies the allegations.
28

1 168. The allegations in Paragraph 168 of the Complaint contain characterizations,
2 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
3 response is required, Display denies the allegations in Paragraph 168 that are directed at Display.
4 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
5 allegations in Paragraph 168, and therefore denies the allegations.

6 169. The allegations in Paragraph 169 of the Complaint contain characterizations,
7 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
8 response is required, Display denies the allegations in Paragraph 169 that are directed at Display.
9 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
10 allegations in Paragraph 169, and therefore denies the allegations.

11 170. The allegations in Paragraph 170 of the Complaint contain characterizations,
12 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
13 response is required, Display denies the allegations in Paragraph 170 that are directed at Display.
14 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
15 allegations in Paragraph 170, and therefore denies the allegations.

16 171. The allegations in Paragraph 171 of the Complaint contain characterizations,
17 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
18 response is required, Display denies the allegations in Paragraph 171 that are directed at Display.
19 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
20 allegations in Paragraph 171, and therefore denies the allegations.

21 172. The allegations in Paragraph 172 of the Complaint contain characterizations,
22 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
23 response is required, Display denies the allegations in Paragraph 172 that are directed at Display.
24 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
25 allegations in Paragraph 172, and therefore denies the allegations.

26 173. The allegations in Paragraph 173 of the Complaint contain characterizations,
27 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
28 response is required, Display denies the allegations in Paragraph 173 that are directed at Display.

1 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
2 allegations in Paragraph 173, and therefore denies the allegations.

3 174. The allegations in Paragraph 174 of the Complaint contain characterizations,
4 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
5 response is required, Display denies the allegations in Paragraph 174 that are directed at Display.
6 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
7 allegations in Paragraph 174, and therefore denies the allegations.

8 175. The allegations in Paragraph 175 of the Complaint contain characterizations,
9 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
10 response is required, Display denies the allegations in Paragraph 175 that are directed at Display.
11 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
12 allegations in Paragraph 175, and therefore denies the allegations.

13 176. The allegations in Paragraph 176 of the Complaint contain characterizations,
14 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
15 response is required, Display denies the allegations in Paragraph 176 that are directed at Display.
16 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
17 allegations in Paragraph 176, and therefore denies the allegations.

18 177. The allegations in Paragraph 177 of the Complaint contain characterizations,
19 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
20 response is required, Display denies the allegations in Paragraph 177 that are directed at Display.
21 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
22 allegations in Paragraph 177, and therefore denies the allegations.

23 178. The allegations in Paragraph 178 of the Complaint contain characterizations,
24 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
25 response is required, Display denies the allegations in Paragraph 178 that are directed at Display.
26 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
27 allegations in Paragraph 178, and therefore denies the allegations.

1 179. The allegations in Paragraph 179 of the Complaint contain characterizations,
2 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
3 response is required, Display denies the allegations in Paragraph 179 that are directed at Display.
4 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
5 allegations in Paragraph 179, and therefore denies the allegations.

6 180. The allegations in Paragraph 180 of the Complaint contain characterizations,
7 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
8 response is required, Display denies the allegations in Paragraph 180 that are directed at Display.
9 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
10 allegations in Paragraph 180, and therefore denies the allegations.

11 181. The allegations in Paragraph 181 of the Complaint contain characterizations,
12 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
13 response is required, Display denies the allegations in Paragraph 181 that are directed at Display.
14 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
15 allegations in Paragraph 181, and therefore denies the allegations.

16 182. The allegations in Paragraph 182 of the Complaint contain characterizations,
17 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
18 response is required, Display denies the allegations in Paragraph 182 that are directed at Display.
19 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
20 allegations in Paragraph 182, and therefore denies the allegations.

21 183. The allegations in Paragraph 183 of the Complaint contain characterizations,
22 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
23 response is required, Display denies the allegations in Paragraph 183 that are directed at Display.
24 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
25 allegations in Paragraph 183, and therefore denies the allegations.

26 184. The allegations in Paragraph 184 of the Complaint contain characterizations,
27 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
28 response is required, Display denies the allegations in Paragraph 184 that are directed at Display.

1 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
2 allegations in Paragraph 184, and therefore denies the allegations.

3 185. The allegations in Paragraph 185 of the Complaint contain characterizations,
4 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
5 response is required, Display denies the allegations in Paragraph 185 that are directed at Display.
6 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
7 allegations in Paragraph 185, and therefore denies the allegations.

8 186. The allegations in Paragraph 186 of the Complaint contain characterizations,
9 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
10 response is required, Display denies the allegations in Paragraph 186 that are directed at Display.
11 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
12 allegations in Paragraph 186, and therefore denies the allegations.

13 187. The allegations in Paragraph 187 of the Complaint contain characterizations,
14 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
15 response is required, Display denies the allegations in Paragraph 187 that are directed at Display.
16 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
17 allegations in Paragraph 187, and therefore denies the allegations.

18 188. The allegations in Paragraph 188 of the Complaint contain characterizations,
19 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
20 response is required, Display denies the allegations in Paragraph 188 that are directed at Display.
21 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
22 allegations in Paragraph 188, and therefore denies the allegations.

23 189. Paragraph 189 of the Complaint purports to quote or describe statements from an
24 unnamed industry source. Display states that the original statements are the best source for their full
25 content and context. Display lacks sufficient knowledge or information to form a belief as to the
26 truth of the allegations in Paragraph 189, and therefore denies the allegations.

27 190. The allegations in Paragraph 190 of the Complaint contain characterizations,
28 conclusions, and legal argument to which no responsive pleading is required. To the extent that a

1 response is required, Display denies the allegations in Paragraph 190 that are directed at Display.
2 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
3 allegations in Paragraph 190, and therefore denies the allegations.

4 191. The allegations in Paragraph 191 of the Complaint contain characterizations,
5 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
6 response is required, Display denies the allegations in Paragraph 191 that are directed at Display.
7 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
8 allegations in Paragraph 191, and therefore denies the allegations.

9 192. The allegations in Paragraph 192 of the Complaint contain characterizations,
10 conclusions, and legal argument to which no responsive pleading is required. To the extent a
11 response is required, Display lacks sufficient knowledge or information to form a belief as to the
12 truth of the allegations in Paragraph 192, and therefore denies the allegations.

13 193. Paragraph 193 of the Complaint purports to quote or describe statements from a
14 Stanford resources, Inc. Display states that the original statements are the best source for their full
15 content and context. Display lacks sufficient knowledge or information to form a belief as to the
16 truth of the allegations in Paragraph 193, and therefore denies the allegations.

17 194. Display lacks sufficient knowledge or information to form a belief as to the truth of
18 the allegations in Paragraph 194 of the Complaint, and therefore denies the allegations. The second
19 and third sentences of Paragraph 194 purport to quote or describe reports from Fuji Chimera
20 Research. Display states that the original reports are the best source for their full content and context.
21 To the extent a response is required, Display lacks sufficient knowledge or information to form a
22 belief as to the truth of the remaining allegations in Paragraph 194, and therefore denies the
23 allegations.

24 195. The allegations in the first sentence of Paragraph 195 of the Complaint contain
25 characterizations, conclusions, and legal argument to which no responsive pleading is required. To
26 the extent that a response is required, Display denies the allegations in first sentence of Paragraph 195 that
27 are directed at Display. Display lacks sufficient knowledge or information to form a belief as to the truth of
28 the remaining allegations in the first sentence of Paragraph 195, and therefore denies the allegations. The

1 remaining allegations of Paragraph 195 purport to quote or describe analyst reports. Display states
2 that the original reports are the best source for their full content and context. To the extent that a
3 response is required, Display lacks sufficient knowledge or information to form a belief as to the
4 truth of the remaining allegations in Paragraph 195, and therefore denies the allegations.

5 196. The allegations in Paragraph 196 purport to quote or describe statements from
6 industry sources. Display states that the original statements are the best source for its full content
7 and context. To the extent a response is required, Display lacks sufficient knowledge or information
8 to form a belief as to the truth of the allegations and therefore denies the allegations.

9 197. Display lacks sufficient knowledge or information to form a belief as to the truth of
10 the allegations in the first and second sentences of Paragraph 197 of the Complaint, and therefore
11 denies the allegations. The third sentence of Paragraph 197 contains characterizations, conclusions,
12 and legal argument to which no responsive pleading is required. To the extent that a response is
13 required, Display denies the allegations that are directed at Display. Display lacks sufficient
14 knowledge or information to form a belief as to the truth of the remaining allegations, and therefore
15 denies the allegations.

16 198. Display lacks sufficient knowledge or information to form a belief as to the truth of
17 the allegations in Paragraph 198 of the Complaint, and therefore denies the allegations. The second
18 sentence of Paragraph 198 purports to quote or describe an article from Infotech Weekly. Display
19 states that the original article is the best source for its full content and context. To the extent a
20 response is required, Display lacks sufficient knowledge or information to form a belief as to the
21 truth of the allegations and therefore denies the allegations.

22 199. The allegations in Paragraph 199 purport to quote or describe an article from BNET
23 Business Network. Display states that the original article is the best source for its full content and
24 context. To the extent a response is required, Display lacks sufficient knowledge or information to
25 form a belief as to the truth of the allegations and therefore denies the allegations.

26 200. The allegations in Paragraph 200 purport to quote or describe an article from
27 Techtree.com. Display states that the original article is the best source for its full content and context.
28

1 To the extent a response is required, Display lacks sufficient knowledge or information to form a
2 belief as to the truth of the allegations and therefore denies the allegations.

3 201. The allegations in Paragraph 201 of the Complaint contain characterizations,
4 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
5 response is required, Display denies the allegations in Paragraph 201 that are directed at Display.
6 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
7 allegations in Paragraph 201, and therefore denies the allegations.

8 202. The allegations in Paragraph 202 of the Complaint contain characterizations,
9 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
10 response is required, Display denies the allegations in Paragraph 202 that are directed at Display.
11 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
12 allegations in Paragraph 202, and therefore denies the allegations.

13 203. The allegations in the first sentence of Paragraph 203 of the Complaint contain
14 characterizations, conclusions, and legal argument to which no responsive pleading is required. The
15 second sentence purports to quote or describe statements by the president of a television maker.
16 Display states that the original statements are the best source for their full content and context. To
17 the extent that a response is required, Display denies the allegations in Paragraph 203 that are
18 directed at Display. Display lacks sufficient knowledge or information to form a belief as to the truth
19 of the remaining allegations in Paragraph 203, and therefore denies the allegations.

20 204. The allegations in Paragraph 204 of the Complaint contain characterizations,
21 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
22 response is required, Display lacks sufficient knowledge or information to form a belief as to the
23 truth of the allegations in Paragraph 204, and therefore denies the allegations.

24 205. The allegations in Paragraph 205 of the Complaint contain characterizations and
25 conclusions to which no responsive pleading is required. To the extent that a response is required,
26 Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations
27 in Paragraph 205, and therefore denies the allegations.

1 206. The allegations in Paragraph 206 of the Complaint contain characterizations,
2 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
3 response is required, Display lacks sufficient knowledge or information to form a belief as to the
4 truth of the allegations in Paragraph 206, and therefore denies the allegations.

5 207. Display lacks sufficient knowledge or information to form a belief as to the truth of
6 the allegations in Paragraph 207 of the Complaint, and therefore denies the allegations.

7 208. The allegations in Paragraph 208 of the Complaint purport to quote or describe
8 statements by the U.S. Department of Justice. Display states that the original statements are the best
9 source for their full content and context. To the extent that a response is required, Display lacks
10 sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph
11 208, and therefore denies the allegations.

12 209. The allegations in Paragraph 209 of the Complaint purport to quote or describe
13 statements by other defendants. Display states that the original statements are the best source for
14 their full content and context. To the extent that a response is required, Display lacks sufficient
15 knowledge or information to form a belief as to the truth of the allegations in Paragraph 209, and
16 therefore denies the allegations.

17 210. The allegations in Paragraph 210 of the Complaint purport to quote or describe
18 statements by the Kyodo News. Display states that the original statements are the best source for
19 their full content and context. To the extent that a response is required, Display lacks sufficient
20 knowledge or information to form a belief as to the truth of the allegations in Paragraph 210, and
21 therefore denies the allegations.

22 211. The allegations in Paragraph 211 of the Complaint purport to quote or describe
23 statements by the Kyodo News. Display states that the original statements are the best source for
24 their full content and context. To the extent that a response is required, Display lacks sufficient
25 knowledge or information to form a belief as to the truth of the allegations in Paragraph 211, and
26 therefore denies the allegations.

27 212. Display lacks sufficient knowledge or information to form a belief as to the truth of
28 the remaining allegations in Paragraph 212 of the Complaint, and therefore denies the allegations.

1 213. The allegations in Paragraph 213 of the Complaint purport to quote or describe
2 statements by the Asian Shimbun. Display states that the original statements are the best source for
3 their full content and context. To the extent that a response is required, Display lacks sufficient
4 knowledge or information to form a belief as to the truth of the allegations in Paragraph 213, and
5 therefore denies the allegations.

6 214. The allegations in Paragraph 214 of the Complaint purport to quote or describe
7 statements by other defendants. Display states that the original statements are the best source for
8 their full content and context. To the extent that a response is required, Display lacks sufficient
9 knowledge or information to form a belief as to the truth of the allegations in Paragraph 214, and
10 therefore denies the allegations.

11 215. The allegations in Paragraph 215 of the Complaint purport to quote or describe
12 statements by other defendants. Display states that the original statements are the best source for
13 their full content and context. To the extent that a response is required, Display lacks sufficient
14 knowledge or information to form a belief as to the truth of the allegations in Paragraph 215, and
15 therefore denies the allegations.

16 216. The allegations in Paragraph 216 of the Complaint purport to quote or describe an
17 announcement from the Hungarian Competition Authority. Display states that the original
18 announcement is the best source for its full content and context. To the extent a response is required,
19 Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations
20 in Paragraph 216 and therefore denies the allegations.

21 217. The allegations in Paragraph 217 of the Complaint contain characterizations,
22 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
23 response is required, Display denies all allegations in Paragraph 217 that are directed at Display.
24 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
25 allegations in Paragraph 217, and therefore denies the allegations.

26 218. The allegations in Paragraph 218 of the Complaint contain characterizations,
27 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
28 response is required, Display denies all allegations in Paragraph 218 that are directed at Display.

1 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
2 allegations in Paragraph 218, and therefore denies the allegations.

3 219. Display lacks sufficient knowledge or information to form a belief as to the truth of
4 the allegations in Paragraph 219 of the Complaint, and therefore denies the allegations.

5 220. The allegations in Paragraph 220 of the Complaint contain characterizations,
6 conclusions, and legal argument to which no responsive pleading is required. To the extent that a
7 response is required, Display lacks sufficient knowledge or information to form a belief as to the
8 truth of the allegations, and therefore denies the allegations.

9 221. The allegations in Paragraph 221 of the Complaint purport to quote or describe
10 unidentified news reports. Display states that the original reports are the best source for their full
11 content and context. To the extent a response is required, Display lacks sufficient knowledge or
12 information to form a belief as to the truth of the allegations, and therefore denies the allegations.

13 222. The allegations in Paragraph 222 of the Complaint purport to quote or describe
14 statements by the U.S. Department of Justice. Display states that the original statements are the best
15 source for their full content and context. To the extent a response is required, Display lacks sufficient
16 knowledge or information to form a belief as to the truth of the allegations, and therefore denies the
17 allegations.

18 223. The allegations in Paragraph 223 of the Complaint purport to quote or describe
19 statements by the U.S. Department of Justice. Display states that the original statements are the best
20 source for their full content and context. To the extent a response is required, Display lacks sufficient
21 knowledge or information to form a belief as to the truth of the allegations, and therefore denies the
22 allegations.

23 224. Display lacks sufficient knowledge or information to form a belief as to the truth of
24 the allegations in Paragraph 224 of the Complaint, and therefore denies the allegations.

25 **IX. THE PASS-THROUGH OF OVERCHARGES TO CONSUMERS**

26 225. The allegations in Paragraph 225 of the Complaint contain characterizations,
27 conclusions, and legal argument to which no responsive pleading is required. Certain allegations in
28 Paragraph 225 purport to quote or describe statements by the U.S. Department of Justice. Display

1 states that the original statements are the best source for their full content and context. To the extent
2 a response is required, Display denies all allegations in Paragraph 225 that are directed at Display.
3 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
4 allegations in Paragraph 225, and therefore denies the allegations.

5 226. The allegations in Paragraph 226 of the Complaint contain characterizations,
6 conclusions, and legal argument to which no responsive pleading is required. To the extent a
7 response is required, Display denies all allegations in Paragraph 226 that are directed at Display.
8 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
9 allegations in Paragraph 226, and therefore denies the allegations.

10 227. Display lacks sufficient knowledge or information to form a belief as to the truth of
11 the allegations in Paragraph 227 of the Complaint, and therefore denies the allegations.

12 228. The allegations in Paragraph 228 of the Complaint contain characterizations,
13 conclusions, and legal argument to which no responsive pleading is required. To the extent a
14 response is required, Display denies all allegations in Paragraph 228 that are directed at Display.
15 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
16 allegations in Paragraph 228, and therefore denies the allegations.

17 229. The allegations in Paragraph 229 of the Complaint contain characterizations,
18 conclusions, and legal argument to which no responsive pleading is required. To the extent a
19 response is required, Display denies all allegations in Paragraph 229 that are directed at Display.
20 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
21 allegations in Paragraph 229, and therefore denies the allegations.

22 230. The allegations in Paragraph 230 of the Complaint contain characterizations,
23 conclusions, and legal argument to which no responsive pleading is required. To the extent a
24 response is required, as to the allegations in the first three sentences of Paragraph 230 of the
25 Complaint, Display lacks sufficient knowledge or information to form a belief as to the truth of the
26 allegations, and therefore denies the allegations. As to the last sentence in Paragraph 230, Display
27 denies all allegations that are directed at Display. Display lacks sufficient knowledge or information
28 to form a belief as to the truth of the remaining allegations, and therefore denies the allegations.

1 231. The allegations in Paragraph 231 of the Complaint contain characterizations,
2 conclusions, and legal argument to which no responsive pleading is required. To the extent a
3 response is required, Display lacks sufficient knowledge or information to form a belief as to the
4 truth of the allegations in Paragraph 231 of the Complaint, and therefore denies the allegations.

5 232. The allegations in Paragraph 232 of the Complaint contain characterizations,
6 conclusions, and legal argument to which no responsive pleading is required. To the extent a
7 response is required, Display lacks sufficient knowledge or information to form a belief as to the
8 truth of the allegations in Paragraph 232 of the Complaint, and therefore denies the allegations.

9 233. The allegations in Paragraph 233 of the Complaint contain characterizations,
10 conclusions, and legal argument to which no responsive pleading is required. Certain allegations in
11 Paragraph 233 purport to quote or describe economic and legal literature. Display states that the
12 original publications are the best source for their full content and context. To the extent a response
13 is required, Display lacks sufficient knowledge or information to form a belief as to the truth of the
14 allegations in Paragraph 233, and therefore denies the allegations.

15 234. The allegations in Paragraph 234 of the Complaint contain characterizations,
16 conclusions, and legal argument to which no responsive pleading is required. To the extent a
17 response is required, Display lacks sufficient knowledge or information to form a belief as to the
18 truth of the allegations in Paragraph 234, and therefore denies the allegations.

19 235. The allegations in Paragraph 235 of the Complaint contain characterizations,
20 conclusions, and legal argument to which no responsive pleading is required. To the extent a
21 response is required, Display lacks sufficient knowledge or information to form a belief as to the
22 truth of the allegations, and therefore denies the allegations.

23 236. The allegations in Paragraph 236 of the Complaint contain characterizations,
24 conclusions, and legal argument to which no responsive pleading is required. The allegations in
25 Paragraph 236 purport to quote or describe statements by CDW. Display states that the original
26 statements are the best source for their full content and context. To the extent a response is required,
27 Display lacks sufficient knowledge or information to form a belief as to the truth of the allegations,
28 and therefore denies the allegations.

1 237. The allegations in Paragraph 237 of the Complaint purport to quote or describe
2 statements in economic and legal literature. Display states that the original statements are the best
3 source for their full content and context. To the extent a response is required, Display lacks sufficient
4 knowledge or information to form a belief as to the truth of the allegations in Paragraph 237, and
5 therefore denies the allegations.

6 238. The allegations in Paragraph 238 of the Complaint purport to quote or describe
7 statements by two antitrust scholars. Display states that the original statements are the best source
8 for their full content and context. To the extent a response is required, Display lacks sufficient
9 knowledge or information to form a belief as to the truth of the allegations in Paragraph 238, and
10 therefore denies the allegations.

11 239. The allegations in Paragraph 239 of the Complaint purport to quote or describe
12 statements by Professor Jeffrey McKie-Mason. Display states that the original statements are the
13 best source for their full content and context. To the extent a response is required, Display lacks
14 sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph
15 239, and therefore denies the allegations.

16 240. The allegations in Paragraph 240 of the Complaint contain characterizations,
17 conclusions, and legal argument to which no responsive pleading is required. To the extent a
18 response is required, Display denies all allegations in Paragraph 240 that are directed at Display.
19 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
20 allegations in Paragraph 240, and therefore denies the allegations.

21 241. The allegations in Paragraph 241 of the Complaint contain characterizations,
22 conclusions, and legal argument to which no responsive pleading is required. To the extent a
23 response is required, Display denies all allegations in Paragraph 241 that are directed at Display.
24 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
25 allegations in Paragraph 241, and therefore denies the allegations.

26 242. The allegations in Paragraph 242 of the Complaint contain characterizations,
27 conclusions, and legal argument to which no responsive pleading is required. To the extent a
28 response is required, Display denies all allegations in Paragraph 242 that are directed at Display.

1 Display lacks sufficient knowledge or information to form a belief as to the truth of the remaining
2 allegations in Paragraph 242, and therefore denies the allegations.

3 **X. CLASS ACTION ALLEGATIONS**

4 243. Display admits that Plaintiffs purport to bring this case as a class action on behalf of
5 the persons described in Paragraph 243 of the Complaint, but Display denies that class action
6 treatment is appropriate.

7 244. Display admits that Plaintiffs purport to bring this case as a class action on behalf of
8 the persons described in Paragraph 244 of the Complaint, but Display denies that class action
9 treatment is appropriate.

10 245. Display admits that Plaintiffs purport to bring this case as a class action on behalf of
11 the persons described in Paragraph 245 of the Complaint, but Display denies that class action
12 treatment is appropriate.

13 246. Display denies the allegations in Paragraph 246 of the Complaint, including the
14 allegations in each subpart. Display further denies that this action is appropriate under Rule 23 of
15 the Federal Rules of Civil Procedure.

16 **XI. VIOLATIONS ALLEGED**

17 247. Display repeats and incorporates by reference its responses to Paragraphs 1 through
18 246 of the Complaint as if fully set forth herein.

19 248. The allegations in Paragraph 248 of the Complaint contain legal contentions and/or
20 conclusions to which no response is required. To the extent a response is required, Display denies
21 all allegations in Paragraph 248 that are directed at Display. Display lacks sufficient knowledge or
22 information to form a belief as to the truth of the remaining allegations in Paragraph 248, and
23 therefore denies the allegations.

24 249. The allegations in Paragraph 249 of the Complaint contain legal contentions and/or
25 conclusions to which no response is required. To the extent a response is required, Display denies
26 all allegations in Paragraph 249 that are directed at Display. Display lacks sufficient knowledge or
27 information to form a belief as to the truth of the remaining allegations in Paragraph 249, and
28 therefore denies the allegations.

1 250. The allegations in Paragraph 250 of the Complaint contain legal contentions and/or
2 conclusions to which no response is required. To the extent a response is required, Display denies
3 all allegations in Paragraph 250 that are directed at Display. Display lacks sufficient knowledge or
4 information to form a belief as to the truth of the remaining allegations in Paragraph 250, and
5 therefore denies the allegations.

6 251. The allegations in Paragraph 251 of the Complaint contain legal contentions and/or
7 conclusions to which no response is required. To the extent a response is required, Display denies
8 all allegations in Paragraph 251 that are directed at Display. Display lacks sufficient knowledge or
9 information to form a belief as to the truth of the remaining allegations in Paragraph 251, and
10 therefore denies the allegations.

11 252. The allegations in Paragraph 252 of the Complaint and its subparts contain legal
12 contentions and/or conclusions to which no response is required. To the extent a response is required,
13 Display denies all allegations in Paragraph 252 and its subparts that are directed at Display. Display
14 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
15 in Paragraph 252 and its subparts, and therefore denies the allegations.

16 253. The allegations in Paragraph 253 of the Complaint and its subparts contain legal
17 contentions and/or conclusions to which no response is required. To the extent a response is required,
18 Display denies all allegations in Paragraph 253 and its subparts that are directed at Display. Display
19 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
20 in Paragraph 253 and its subparts, and therefore denies the allegations.

21 254. The allegations in Paragraph 254 of the Complaint contain legal contentions and/or
22 conclusions to which no response is required. To the extent a response is required, Display denies
23 all allegations in Paragraph 254 that are directed at Display. Display lacks sufficient knowledge or
24 information to form a belief as to the truth of the remaining allegations in Paragraph 254, and
25 therefore denies the allegations.

26 255. The allegations in Paragraph 255 of the Complaint contain legal contentions and/or
27 conclusions to which no response is required. To the extent a response is required, Display denies
28 all allegations in Paragraph 255.

1 256. The allegations in Paragraph 256 of the Complaint contain legal contentions and/or
2 conclusions to which no response is required. To the extent a response is required, Display denies
3 all allegations in Paragraph 256 that are directed at Display. Display lacks sufficient knowledge or
4 information to form a belief as to the truth of the remaining allegations in Paragraph 256, and
5 therefore denies the allegations.

6 257. Display repeats and incorporates by reference its responses to Paragraphs 1 through
7 256 of the Complaint as if fully set forth herein.

8 258. The allegations in Paragraph 258 of the Complaint and its subparts contain legal
9 contentions and/or conclusions to which no response is required. To the extent a response is required,
10 Display denies all allegations in Paragraph 258 and its subparts that are directed at Display. Display
11 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
12 in Paragraph 258 and its subparts, and therefore denies the allegations.

13 259. The allegations in Paragraph 259 of the Complaint and its subparts contain legal
14 contentions and/or conclusions to which no response is required. To the extent a response is required,
15 Display denies all allegations in Paragraph 259 and its subparts that are directed at Display. Display
16 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
17 in Paragraph 259 and its subparts, and therefore denies the allegations.

18 260. The allegations in Paragraph 260 of the Complaint and its subparts contain legal
19 contentions and/or conclusions to which no response is required. To the extent a response is required,
20 Display denies all allegations in Paragraph 260 and its subparts that are directed at Display. Display
21 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
22 in Paragraph 260 and its subparts, and therefore denies the allegations.

23 261. The allegations in Paragraph 261 of the Complaint and its subparts contain legal
24 contentions and/or conclusions to which no response is required. To the extent a response is required,
25 Display denies all allegations in Paragraph 261 and its subparts that are directed at Display. Display
26 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
27 in Paragraph 261 and its subparts, and therefore denies the allegations.

1 262. The allegations in Paragraph 262 of the Complaint and its subparts contain legal
2 contentions and/or conclusions to which no response is required. To the extent a response is required,
3 Display denies all allegations in Paragraph 262 and its subparts that are directed at Display. Display
4 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
5 in Paragraph 262 and its subparts, and therefore denies the allegations.

6 263. The allegations in Paragraph 263 of the Complaint and its subparts contain legal
7 contentions and/or conclusions to which no response is required. To the extent a response is required,
8 Display denies all allegations in Paragraph 263 and its subparts that are directed at Display. Display
9 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
10 in Paragraph 263 and its subparts, and therefore denies the allegations.

11 264. The allegations in Paragraph 264 of the Complaint and its subparts contain legal
12 contentions and/or conclusions to which no response is required. To the extent a response is required,
13 Display denies all allegations in Paragraph 264 and its subparts that are directed at Display. Display
14 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
15 in Paragraph 264 and its subparts, and therefore denies the allegations.

16 265. The allegations in Paragraph 265 of the Complaint and its subparts contain legal
17 contentions and/or conclusions to which no response is required. To the extent a response is required,
18 Display denies all allegations in Paragraph 265 and its subparts that are directed at Display. Display
19 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
20 in Paragraph 265 and its subparts, and therefore denies the allegations.

21 266. The allegations in Paragraph 266 of the Complaint and its subparts contain legal
22 contentions and/or conclusions to which no response is required. To the extent a response is required,
23 Display denies all allegations in Paragraph 266 and its subparts that are directed at Display. Display
24 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
25 in Paragraph 266 and its subparts, and therefore denies the allegations.

26 267. The allegations in Paragraph 267 of the Complaint and its subparts contain legal
27 contentions and/or conclusions to which no response is required. To the extent a response is required,
28 Display denies all allegations in Paragraph 267 and its subparts that are directed at Display. Display

1 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
2 in Paragraph 267 and its subparts, and therefore denies the allegations.

3 268. The allegations in Paragraph 268 of the Complaint and its subparts contain legal
4 contentions and/or conclusions to which no response is required. To the extent a response is required,
5 Display denies all allegations in Paragraph 268 and its subparts that are directed at Display. Display
6 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
7 in Paragraph 268 and its subparts, and therefore denies the allegations.

8 269. The allegations in Paragraph 269 of the Complaint and its subparts contain legal
9 contentions and/or conclusions to which no response is required. To the extent a response is required,
10 Display denies all allegations in Paragraph 269 and its subparts that are directed at Display. Display
11 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
12 in Paragraph 269 and its subparts, and therefore denies the allegations.

13 270. The allegations in Paragraph 270 of the Complaint and its subparts contain legal
14 contentions and/or conclusions to which no response is required. To the extent a response is required,
15 Display denies all allegations in Paragraph 270 and its subparts that are directed at Display. Display
16 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
17 in Paragraph 270 and its subparts, and therefore denies the allegations.

18 271. The allegations in Paragraph 271 of the Complaint and its subparts contain legal
19 contentions and/or conclusions to which no response is required. To the extent a response is required,
20 Display denies all allegations in Paragraph 271 and its subparts that are directed at Display. Display
21 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
22 in Paragraph 271 and its subparts, and therefore denies the allegations.

23 272. The allegations in Paragraph 272 of the Complaint and its subparts contain legal
24 contentions and/or conclusions to which no response is required. To the extent a response is required,
25 Display denies all allegations in Paragraph 272 and its subparts that are directed at Display. Display
26 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
27 in Paragraph 272 and its subparts, and therefore denies the allegations.

1 273. The allegations in Paragraph 273 of the Complaint and its subparts contain legal
2 contentions and/or conclusions to which no response is required. To the extent a response is required,
3 Display denies all allegations in Paragraph 273 and its subparts that are directed at Display. Display
4 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
5 in Paragraph 273 and its subparts, and therefore denies the allegations.

6 274. The allegations in Paragraph 274 of the Complaint and its subparts contain legal
7 contentions and/or conclusions to which no response is required. To the extent a response is required,
8 Display denies all allegations in Paragraph 274 and its subparts that are directed at Display. Display
9 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
10 in Paragraph 274 and its subparts, and therefore denies the allegations.

11 275. The allegations in Paragraph 275 of the Complaint and its subparts contain legal
12 contentions and/or conclusions to which no response is required. To the extent a response is required,
13 Display denies all allegations in Paragraph 275 and its subparts that are directed at Display. Display
14 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
15 in Paragraph 275 and its subparts, and therefore denies the allegations.

16 276. The allegations in Paragraph 276 of the Complaint and its subparts contain legal
17 contentions and/or conclusions to which no response is required. To the extent a response is required,
18 Display denies all allegations in Paragraph 276 and its subparts that are directed at Display. Display
19 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
20 in Paragraph 276 and its subparts, and therefore denies the allegations.

21 277. The allegations in Paragraph 277 of the Complaint and its subparts contain legal
22 contentions and/or conclusions to which no response is required. To the extent a response is required,
23 Display denies all allegations in Paragraph 277 and its subparts that are directed at Display. Display
24 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
25 in Paragraph 277 and its subparts, and therefore denies the allegations.

26 278. The allegations in Paragraph 278 of the Complaint and its subparts contain legal
27 contentions and/or conclusions to which no response is required. To the extent a response is required,
28 Display denies all allegations in Paragraph 278 and its subparts that are directed at Display. Display

1 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
2 in Paragraph 278 and its subparts, and therefore denies the allegations.

3 279. Display repeats and incorporates by reference its responses to Paragraphs 1 through
4 278 of the Complaint as if fully set forth herein.

5 280. The allegations in Paragraph 280 of the Complaint contain legal contentions and/or
6 conclusions to which no response is required. To the extent a response is required, Display denies
7 all allegations in Paragraph 280 that are directed at Display. Display lacks sufficient knowledge or
8 information to form a belief as to the truth of the remaining allegations in Paragraph 280, and
9 therefore denies the allegations.

10 281. The allegations in Paragraph 281 of the Complaint and its subparts contain legal
11 contentions and/or conclusions to which no response is required. To the extent a response is required,
12 Display denies all allegations in Paragraph 281 and its subparts that are directed at Display. Display
13 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
14 in Paragraph 281 and its subparts, and therefore denies the allegations.

15 282. The allegations in Paragraph 282 of the Complaint and its subparts contain legal
16 contentions and/or conclusions to which no response is required. To the extent a response is required,
17 Display denies all allegations in Paragraph 282 and its subparts that are directed at Display. Display
18 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
19 in Paragraph 282 and its subparts, and therefore denies the allegations.

20 283. The allegations in Paragraph 283 of the Complaint and its subparts contain legal
21 contentions and/or conclusions to which no response is required. To the extent a response is required,
22 Display denies all allegations in Paragraph 3and its subparts that are directed at Display. Display
23 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
24 in Paragraph 283 and its subparts, and therefore denies the allegations.

25 284. The allegations in Paragraph 284 of the Complaint and its subparts contain legal
26 contentions and/or conclusions to which no response is required. To the extent a response is required,
27 Display denies all allegations in Paragraph 284 and its subparts that are directed at Display. Display
28

1 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
2 in Paragraph 284 and its subparts, and therefore denies the allegations.

3 285. The allegations in Paragraph 285 of the Complaint and its subparts contain legal
4 contentions and/or conclusions to which no response is required. To the extent a response is required,
5 Display denies all allegations in Paragraph 285 and its subparts that are directed at Display. Display
6 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
7 in Paragraph 285 and its subparts, and therefore denies the allegations.

8 286. The allegations in Paragraph 286 of the Complaint and its subparts contain legal
9 contentions and/or conclusions to which no response is required. To the extent a response is required,
10 Display denies all allegations in Paragraph 286 and its subparts that are directed at Display. Display
11 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
12 in Paragraph 286 and its subparts, and therefore denies the allegations.

13 287. The allegations in Paragraph 287 of the Complaint and its subparts contain legal
14 contentions and/or conclusions to which no response is required. To the extent a response is required,
15 Display denies all allegations in Paragraph 287 and its subparts that are directed at Display. Display
16 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
17 in Paragraph 287 and its subparts, and therefore denies the allegations.

18 288. The allegations in Paragraph 288 of the Complaint and its subparts contain legal
19 contentions and/or conclusions to which no response is required. To the extent a response is required,
20 Display denies all allegations in Paragraph 288 and its subparts that are directed at Display. Display
21 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
22 in Paragraph 288 and its subparts, and therefore denies the allegations.

23 289. Display repeats and incorporates by reference its responses to Paragraphs 1 through
24 288 of the Complaint as if fully set forth herein.

25 290. The allegations in Paragraph 290 of the Complaint contain legal contentions and/or
26 conclusions to which no response is required. To the extent a response is required, Display denies
27 all allegations in Paragraph 290 that are directed at Display. Display lacks sufficient knowledge or
28

1 information to form a belief as to the truth of the remaining allegations in Paragraph 290, and
2 therefore denies the allegations.

3 291. The allegations in Paragraph 291 of the Complaint contain legal contentions and/or
4 conclusions to which no response is required. To the extent a response is required, Display denies
5 all allegations in Paragraph 291 that are directed at Display. Display lacks sufficient knowledge or
6 information to form a belief as to the truth of the remaining allegations in Paragraph 291, and
7 therefore denies the allegations.

8 292. The allegations in Paragraph 292 of the Complaint and its subparts contain legal
9 contentions and/or conclusions to which no response is required. To the extent a response is required,
10 Display denies all allegations in Paragraph 292 and its subparts that are directed at Display. Display
11 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
12 in Paragraph 292 and its subparts, and therefore denies the allegations.

13 **XII. FRAUDULENT CONCEALMENT**

14 293. The allegations in Paragraph 293 of the Complaint contain legal contentions and/or
15 conclusions to which no response is required. To the extent a response is required, Display denies
16 all allegations in Paragraph 293 that are directed at Display. Display lacks sufficient knowledge or
17 information to form a belief as to the truth of the remaining allegations in Paragraph 293, and
18 therefore denies the allegations.

19 294. The allegations in Paragraph 294 of the Complaint contain legal contentions and/or
20 conclusions to which no response is required. To the extent a response is required, Display denies
21 all allegations in Paragraph 294 that are directed at Display. Display lacks sufficient knowledge or
22 information to form a belief as to the truth of the remaining allegations in Paragraph 294, and
23 therefore denies the allegations.

24 295. The allegations in Paragraph 295 of the Complaint and its subparts contain legal
25 contentions and/or conclusions to which no response is required. To the extent a response is required,
26 Display denies all allegations in Paragraph 295 and its subparts that are directed at Display. Display
27 lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations
28 in Paragraph 295 and its subparts, and therefore denies the allegations.

THIRD DEFENSE**(Conduct Outside of the United States)**

Plaintiffs' claims and the claims of any putative class members are barred, in whole or in part, because the alleged conduct of Display that is the subject of the Complaint either occurred outside the jurisdiction of the Court or was neither directed to nor affected persons, entities, trade or commerce in the United States, or both.

FOURTH DEFENSE**(Vagueness of Claims)**

Plaintiffs' claims should be dismissed for uncertainty and vagueness and because their claims are ambiguous, and/or unintelligible. Display avers that Plaintiffs' claims do not describe the events or legal theories with sufficient particularity to permit Display to ascertain what other defenses may exist. Display therefore reserves the right to amend its Answer to assert additional defenses and/or supplement, alter, or change its Answer and/or defenses upon the discovery of more definitive facts upon the completion of its investigation and discovery.

FIFTH DEFENSE**(Failure to Allege Fraud or Fraudulent Conspiracy with Particularity)**

Plaintiffs' claims should be dismissed to the extent that they are barred, in whole or in part, because Plaintiffs have failed to allege fraud or fraudulent concealment with sufficient particularity.

SIXTH DEFENSE**(Failure to Plead Conspiracy with Particularity)**

Plaintiffs' claims should be dismissed to the extent that they are barred, in whole or in part, because Plaintiffs have failed to allege conspiracy with sufficient particularity.

SEVENTH DEFENSE**(Statute of Limitation)**

Plaintiffs' claims should be dismissed to the extent that they are barred, in whole or in part, by the applicable statute(s) of limitations.

EIGHTH DEFENSE**(Unilateral Action)**

Plaintiffs' claims and the claims of any putative class members are barred, in whole or in part, because the actions or practices of Display that are the subject of the Complaint were undertaken unilaterally for legitimate business reasons and in pursuit of Display's independent interests and those of its customers, and were not the product of any contract, combination or conspiracy between Display and any other person or entity.

NINTH DEFENSE**(No Antitrust Injury)**

Plaintiffs' claims and claims of any putative class members are barred, in whole or in part, because Plaintiffs and/or certain members of the putative classes have failed to allege "antitrust injury" – i.e., injury that is of the type the antitrust laws were intended to remedy.

TENTH DEFENSE**(Competition)**

Plaintiffs' claims and claims of any putative class members are barred, in whole or in part, because any acts or practices of Display that are the subject of the Complaint were cost justified or otherwise economically justified and resulted from a good faith effort to meet competition or market conditions.

ELEVENTH DEFENSE**(Non-actionable or Governmental Privilege)**

Plaintiffs' claims are barred, in whole or in part, because the alleged conduct of Display that is the subject of the Complaint was caused by, due to, based upon, or in response to directives, laws, regulations, policies, and/or acts of governments, governmental agencies and entities, and/or regulatory agencies, and such is non-actionable or privileged.

TWELFTH DEFENSE**(State Action)**

Plaintiffs' claims are barred, in whole or in part, because the alleged conduct of Display that is the subject of the Complaint was caused by or in response to duly enacted laws and/or regulations

1 of the People's Republic of China and is therefore protected under the foreign sovereign compulsion
2 doctrine, the act of state doctrine, and international comity.

3 **THIRTEENTH DEFENSE**

4 **(No Act of Display)**

5 Plaintiffs' claims should be dismissed to the extent that they are barred, in whole or in part,
6 because no plaintiff has been injured in its business or property by reason of any action of Display.

7 **FOURTEENTH DEFENSE**

8 **(Intervening Conduct)**

9 Plaintiffs' claims and claims of any putative class members are barred, in whole or in part,
10 because any alleged injuries and/or damages were not legally or proximately caused by any acts or
11 omissions of Display and/or were caused, if at all, solely and proximately by the conduct of third
12 parties including, without limitations, the prior, intervening or superseding conduct of such third
13 parties.

14 **FIFTEENTH DEFENSE**

15 **(Ultra Vires)**

16 To the extent that any actionable conduct occurred, Plaintiffs claims and the claims of any
17 putative class members against Display are barred because all such conduct would have been
18 committed by individuals acting *ultra vires*.

19 **SIXTEENTH DEFENSE**

20 **(Damages Passed On)**

21 Plaintiffs' claims should be dismissed to the extent they are barred, in whole or in part,
22 because any injury or damage alleged in the Complaint, which Display specifically denies, was
23 passed on to persons or entities other than the Plaintiffs and/or was passed on by Plaintiffs to other
24 parties.

25 **SEVENTEENTH DEFENSE**

26 **(Legal Acts)**

27 Plaintiffs' claims are barred, in whole or in part, to the extent they are based on alleged acts,
28 conduct or statements that are specifically permitted by law.

EIGHTEENTH DEFENSE**(Failure to Mitigate Damages)**

Plaintiffs' claims should be dismissed, in whole or in part, because Plaintiffs and/or certain members of the putative class failed to take all necessary, reasonable, and appropriate actions to mitigate their alleged damages, if any.

NINETEENTH DEFENSE**(Unjust Enrichment)**

Plaintiffs' claims should be dismissed to the extent that they are barred, in whole or in part, because Plaintiffs and/or certain members of the putative class would be unjustly enriched if they were allowed to recover any part of the damages alleged in the Amended Complaint.

TWENTIETH DEFENSE**(Set Off)**

Without admitting that Plaintiffs are entitled to recover damages in this matter, Display is entitled to set off from any recovery Plaintiffs may obtain against Display any amount paid to Plaintiffs by any other Defendants who have settled, or do settle, Plaintiffs' claims in this matter.

TWENTY-FIRST DEFENSE**(Withdrawal)**

To the extent that any actionable conduct occurred for which Display is liable, some or all of Plaintiffs' claims against Display are barred because Display withdrew from and/or abandoned any alleged conspiracy and thus Plaintiffs cannot establish liability or compensable damages as a matter of law on the basis that, among other things, Display withdrew and/or abandoned any alleged conspiracy prior to the commencement of the limitations period set forth in applicable statutes of limitations.

TWENTY-SECOND DEFENSE**(Waiver and Estoppel)**

Plaintiffs' claims should be dismissed to the extent that they are barred, in whole or in part, by the doctrines of waiver and/or estoppel.

TWENTY-THIRD DEFENSE**(Laches)**

Plaintiffs' claims should be dismissed to the extent that they are barred, in whole or in part, by the equitable doctrine of laches.

TWENTY-FOURTH DEFENSE**(Unclean Hands)**

Plaintiffs' claims should be dismissed to the extent that they are barred, in whole or in part, by the equitable doctrine of unclean hands.

TWENTY-FIFTH DEFENSE**(Acquiescence)**

Plaintiffs' claims should be dismissed to the extent that they are barred, in whole or in part, by Plaintiffs' and/or certain members of the putative class acquiescence and/or confirmation of any and all conduct and/or omissions alleged as to Display.

TWENTY-SIXTH DEFENSE**(Accord and Satisfaction)**

Plaintiffs' claims are barred, in whole or in part, by the doctrine of accord and satisfaction.

TWENTY-SEVENTH DEFENSE**(*Forum Non Conveniens*)**

The Amended Complaint should be dismissed on the grounds of *forum non conveniens*.

TWENTY-EIGHTH DEFENSE**(Improper Forum/Arbitration)**

Plaintiffs' claims and claims of any putative class members against Display are barred to the extent that they have agreed to arbitration or chosen a different forum for the resolution of their claims.

TWENTY-NINTH DEFENSE**(Adequate Remedy at Law)**

Plaintiffs' claims for injunctive relief should be dismissed because Plaintiffs and/or certain members of the putative class have available an adequate remedy at law.

THIRTIETH DEFENSE**(Failure to Join Indispensable Parties)**

Plaintiffs' claims should be dismissed to the extent that they are barred, in whole or in part, for failure to join indispensable parties.

THIRTY-FIRST DEFENSE**(Due Process)**

Plaintiffs' claims and claims of any putative class members are barred, in whole or in part, to the extent they seek an improper multiple punitive award for a single wrong because such an award would violate Display's rights guaranteed by the Due Process clause of the Fifth Amendment of the United States Constitution.

THIRTY-SECOND DEFENSE**(Due Process)**

Plaintiffs' claims and claims of any putative class members are barred, in whole or in part, to the extent they seek an improper multiple punitive award for a single wrong because such an award would violate Display's rights guaranteed by the Due Process provision of the Fourteenth Amendment of the United States Constitution.

THIRTY-THIRD DEFENSE**(Equal Protection)**

Plaintiffs' claims and claims of any putative class members are barred, in whole or in part, to the extent they seek an improper multiple punitive award for a single wrong because such an award would violate Display's rights guaranteed by the Equal Protection provision of the Fourteenth Amendment of the United States Constitution.

THIRTY-FOURTH DEFENSE**(Double Jeopardy)**

Plaintiffs' claims and claims of any putative class members are barred, in whole or in part, to the extent they seek an improper multiple punitive award for a single wrong because such an award would violate Display's rights guaranteed by the Double Jeopardy Clause of the Fifth Amendment of the United States Constitution.

THIRTY-FIFTH DEFENSE**(Excessive Fines)**

Plaintiffs' claims and claims of any putative class members are barred, in whole or in part, to the extent they seek an improper multiple punitive award for a single wrong because such an award would violate Display's rights guaranteed by the Excessive Fines provision of the Eighth Amendment of the United States Constitution.

THIRTY-SIXTH DEFENSE**(Unconstitutional Multiplicity)**

To the extent any recovery by Plaintiffs or members of the putative class would be duplicative of recovery by other plaintiffs and other lawsuits, subjecting Display to the possibility of multiple recoveries, such recovery is barred by the Fifth and Eighth Amendments to the United States Constitution.

THIRTY-SEVENTH DEFENSE**(Foreign Sales)**

Plaintiffs' claims are barred, in whole or in part, because Plaintiffs may not recover damages, if any, based on sales outside of the United States.

THIRTY-EIGHTH DEFENSE**(Uncertainty of Damages)**

Plaintiffs' claims should be dismissed because the alleged damages sought are too speculative and uncertain, and cannot be practicably ascertained or allocated.

THIRTY-NINTH DEFENSE**(Improper Taking)**

Any award of restitution or monetary recovery pursuant to California Business and Professions §§ 17200, et seq. would constitute a taking of property without just compensation in violation of the Takings Clause of the U.S. Constitution and of Article 1, Section 19 of the California Constitution.

FORTIETH DEFENSE

(Failure to Plead Damages With Specificity)

Plaintiffs' claims are barred, in whole or in part, to the extent Plaintiffs have failed to plead special damages with specificity as required by the laws of the various States cited.

FORTY-FIRST DEFENSE

(Damages Not Passed Through to Plaintiffs)

Plaintiffs' claims should be dismissed to the extent they are barred, in whole or in part, because any injury or damage alleged in the Complaint was not incurred by or passed on to Plaintiffs, or was incurred by or passed on to persons or entities other than Plaintiffs.

FORTY-SECOND DEFENSE

(Other Defenses Incorporated by Reference)

Display adopts and incorporates by reference any and all other additional or affirmative defenses asserted or to be asserted by any other defendants.

FORTY-THIRD DEFENSE

(Reservation of Rights to Assert Defenses)

Display has not knowingly or intentionally waived any applicable defenses and explicitly reserves the right to assert and rely on such other applicable defenses as may become available or apparent during discovery proceedings. Display further reserves the right to amend its Answer and/or its defenses accordingly, and/or to delete defenses that it determines are not applicable during the course of subsequent discovery.

WHEREFORE, Display prays as follows:

1. That the Plaintiffs take nothing by way of the Complaint and the Complaint be dismissed with prejudice;
2. That judgment be entered in favor of Display and against Plaintiffs on each and every cause of action set forth in the Complaint;
3. That Display recover its costs of suit and attorneys' fees incurred herein; and

